IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 35859 of 2004(R)

PETITIONER:

MICHAEL JOSEPH AND CO.,
HOTEL MAHARANI, PALA, REP. BY ITS
MANAGING PARTNER, JOSEPH MATHEW JUNIOR,
S/O.JOSEPH MATHEW SENIOR, AGED 60 YEARS,
MANARKATTU HOUSE, PALA.

BY ADV. SRI.P.C.HARIDAS

RESPONDENTS:
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1. STATE OF KERALA,
REP. BY ITS CHIEF SECRETARY,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. KERALA WATER AUTHORITY,
JALABHAVAN, THIRUVANANTHAPURAM,
ITS MANAGING DIRECTOR.

3. EXECUTIVE ENGINEER,
KERALA WATER AUTHORITY, PALA.

4. ASSISTANT EXECUTIVE ENGINEER,
KERALA WATER AUTHORITY, PALA.

5. PALA MUNICIPALITY,
REP. BY ITS SECRETARY.

GOVERNMENT PLEADER SMT. LATHA THANKAPPAN
BY ADV. SRI.V.M.KURIAN --- R5
SRI.A.V.THOMAS
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS
SRI.THOMAS MATHEW NELLIMOOTTIL,SC,KWA
SRI.M.DINESH, SC, KWA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 35859/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE LETTER DT. 5/08/89 SENT BY THE PETITIONER TO R5.

EXT.P2. COPY OF THE NOTICE DT. 4/7/94 SENT BY R4 TO THE PETITIONER.

EXT.P2A. COPY OF THE NOTICE DT. 28/6/93 BY THE R2 TO THE PETITIONER.

EXT.P3. COPY OF THE REPRESENTATION DT. 6/7/94 BY THE PETITIONER TO R4.

EXT.P4. COPY OF THE LETTER DT. 14/07/94 BY THE R4 TO THE PETITIONER.

EXT.P5. COPY OF THE REPRESENTATION DT. 18/7/04 BY THE PETITIONER TO THE R4.

EXT.P6. COPY OF THE DEMAND NOTICE DT. 26/3/97 FOR RS. 74, 576/- BY THE R4 TO THE PETITIONER.

EXT.P7. COPY OF THE DEMAND NOTICE DT. 17/11/97 FOR RS. 82,834/- BY THE R4 TO -DO-

EXT.P8. COPY OF THE REPRESENTATION DT. 24/3/98 BY PETITIONER BEFORE THE R4.

EXT.P9. COPY OF THE DEMAND NOTICE DT. 8/11/99 FOR RS. 1,14,618/- SENT BY R4 TO THE PETITIONER.

EXT.P10. COPY OF THE DISCONNECTION ADVICE DT. 11/11/99 BY -DO-

EXT.P11. COPY OF THE REPRESENTATION DT. 1/10/2003 BY THE PETITIONER TO R4.

EXT.P12. COPY OF THE LETTER DT. 27/11/04 BY R3 TO THE PETITIONER.

RESPONDENT'S EXHIBITS **NIL.**

True copy

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KURIAN JOSEPH, J.

W.P.(C). NO. 35859 OF 2004

Dated this the 26th day of November, 2007.

J U D G M E N T

Petitioner approached this court aggrieved by the demands made by the Kerala Water Authority. There is no counter affidavit. It is seen that various representations filed by the petitioner, Exts.P1, P3, P5, P8 and P11 are pending before the 3rd respondent. There will be a direction to the 3rd respondent to look into Exts.P1, P3, P5, P8 and P11 representations filed by the petitioner with notice to the petitioner and 5th respondent and pass appropriate orders thereon in accordance with law, adverting to the contentions taken by the petitioner, within a period of four months from the date of production of a copy of this judgment. The interim order passed by this court on 10.12.2004 will continue till such time. The fate of the amount deposited by the petitioner on 10.12.2004 will depend on the orders passed by the 3rd respondent as above.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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